

Mara Shulman

Attorney at Law

P.O. Box 391, Northampton, MA 01061

Ph: (413) 570-0335

March 23, 2015

Mayor Alex Morse  
536 Dwight Street  
Holyoke, MA 01040

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

*Re: Claim of F [REDACTED] T [REDACTED]*

Dear Sir:

I represent F [REDACTED] T [REDACTED] relative to his claims against employees of the City of Holyoke for their negligent and other wrongful conduct against him, and I am writing today to submit this presentment letter to you pursuant to M.G.L. 258 § 4. Please be advised that with this letter, my client does not in any way intend to restrict his right to pursue other avenues of lawful relief, including relief under the federal civil rights protections of 42 U.S.C. 1983. I respectfully request your prompt response and welcome a reasonable offer for settlement.

On or about February 8, 2014, at approximately 9:00 p.m., F [REDACTED] T [REDACTED] who at the time was twelve (12) years old and weighed approximately one hundred (100) pounds, was subjected to a false and violent arrest by Holyoke Police Department Officers Thomas J. Leahy, Jabet Lopez, and James Dunn. At the time of the arrest, F [REDACTED] was physically beaten by these officers, one or more of whom struck the child repeatedly with a baton. After beating and arresting F [REDACTED] these same officers maliciously and falsely sought criminal charges against him, as well as deprived him of his mother's company at a time when the child was scared and physically in pain.

As a result of this incident, F [REDACTED] suffered a concussion and other physical injuries that have forced him to seek medical attention from various providers and medical experts. F [REDACTED] has also suffered, and continues to suffer, extreme mental anguish and trauma symptoms, requiring that the child receive counseling and other treatment.

This incident was caused in whole or in part due to the negligent and other wrongful conduct of employees of the City of Holyoke. Upon information and belief, all of the above-named officers were acting in the course of their employment as agents of the City of Holyoke at the time of this incident. My client has authorized me to demand settlement of the above claim against these employees of the City of Holyoke in the amount of One Million Dollars (\$1,000,000.00). Please contact my office to discuss this demand at your earliest convenience.

Thank you for your attention to this matter.

Sincerely,



Mara Shulman, Esq.

Cc: F [REDACTED] T [REDACTED]

Mara Shulman

Attorney at Law  
P.O. Box 391  
Northampton, MA 01060

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

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FIRST CLASS

Mayor Alex Morse  
536 Dwight Street  
Holyoke, MA 01040



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**Postal Product:**  
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**DATE & TIME**

**STATUS OF ITEM**

**LOCATION**

March 25, 2015 , 10:19 am

Delivered

HOLYOKE, MA 01040

Your item was delivered at 10:19 am on March 25, 2015 in HOLYOKE, MA 01040.

March 25, 2015 , 8:33 am	Out for Delivery	HOLYOKE, MA 01040
March 25, 2015 , 8:23 am	Sorting Complete	HOLYOKE, MA 01040
March 25, 2015 , 5:09 am	Arrived at Unit	HOLYOKE, MA 01040
March 24, 2015 , 9:13 pm	Departed USPS Origin Facility	HARTFORD, CT 06101
March 23, 2015 , 10:03 pm	Arrived at USPS Origin Facility	HARTFORD, CT 06101
March 23, 2015 , 7:14 pm	Departed Post Office	NORTHAMPTON, MA 01060
March 23, 2015 , 11:30 am	Acceptance	NORTHAMPTON, MA 01060

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**HOLYOKE POLICE DEPARTMENT**  
**JUVENILE ALTERNATIVE LOCKUP TRACKING FORM**

**APPENDIX 11**

Date of Custody: 2/8/14

Time: 9 AM/PM Case #: 14-344-AK

Name: P [REDACTED] T [REDACTED]

Date of Birth: [REDACTED]

Address: [REDACTED]

City: Holyoke

Name of Alternative Lockup: Spring CHD Adolescent Program

Address: 797 Worthington St City: Springfield

Telephone: (413) 7323470

Transporting Officer: Marica ID # 339

Probation Officer's Name: Roguet McDonald

Officer's remarks:

Personal Recognition

*Received from 1/18 pm 10  
Ref'd 8 a' B 40 Released 11 PM*

**RECEIVED BY ALTERNATIVE LOCKUP**  
**TO BE COMPLETED BY ALTERNATIVE LOCKUP PERSONNEL**

Date Received: 2-9-14

Time Received: 2:17 AM/PM

Received by: GREGORY L. HEDENS

PRINT FULL NAME WITH MIDDLE INITIAL

Gregory L. Hedges  
SIGNATURE

Name of Alternative Lockup: \_\_\_\_\_

*Once this form has been signed by the Alternative Lockup it shall be returned to the House Officer who shall maintain this form until turned over to the Court Officer.*

HOLYOKE JUVENILE COURT

TO: CHIEF PROBATION OFFICER  
JUVENILE HOLYOKE DIVISION  
121 ELM STREET, HOLYOKE, MA 01040

DATE: 2-9-14

FROM: Holyoke Police Dept.

NAME: T [REDACTED], P [REDACTED] AGE: 12 DOB: [REDACTED]

ADDRESS: [REDACTED]

A CHILD UNDER THE AGE OF SEVENTEEN (17) YEARS, IN THE CUSTODY OF THE  
HOLYOKE POLICE DEPARTMENT HAS BEEN RELEASED IN MY CARE, IN  
ACCORDANCE WITH GENERAL LAWS CHAPTER 119, SECTION 67 AMENDED, WITH  
THE UNDERSTANDING THAT HE/SHE WILL BE BROUGHT BY ME, TO THE  
HOLYOKE JUVENILE COURT, AT 8:30 A.M., ON THE MORNING OF:

Thursday, 20 Feb. 2014

DAY DATE MONTH YEAR

**FAILURE TO APPEAR ON THE ABOVE DATE MAY RESULT  
IN A WARRANT ISSUED BY THE COURT.**

I HEREBY CERTIFY, UNDER THE PENALTY OF PERJURY, THAT I AM  
THE Mother OF SAID CHILD.

VERY TRULY-YOURS

\*\*PRINTED NAME OF PARENT/GUARDIAN Jeanne Holmane Z

\*\*SIGNATURE OF PARENT/GUARDIAN Jeanette Zwick

(Attach photo/copy of I.D. to this document)

\*\*PARENT/GUARDIAN ADDRESS 15 N Summer St CITY Holyoke

\*\*PARENT/GUARDIAN PHONE NUMBER 413-563-4949 (MOTHER IN LAW  
PHONE NUMBER)

\*\*Date 2-9-14 and Time AM/PM Released from Police Custody:

2-9-14 more in March 2-9-14

RELEASING OFFICER PRINT NAME - SIGNATURE OF RELEASING OFFICER - DATE SIGNED

Sgt. David M. O'Connell #185 Sgt. D. O'Connell #185 2/9/14

WATCH COMMANDER PRINT NAME - SIGNATURE OF WATCH COMMANDER - DATE SIGNED

HOUSE OFFICER SHALL COMPLETE THE RELEASE FORM IN THE BOOKING COMPUTER MODULE

\*\*\*\*\*Original Blue to File, Pink Copy to PARENT/GUARDIAN and Yellow Copy to Juvenile Court\*\*\*\*\*